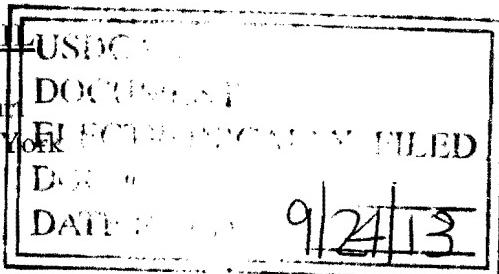


# The Roth Law Firm, PLLC

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September 23, 2013

VIA FIRST CLASS MAIL  
Hon. Robert E. Sweet  
United States District Court  
Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street  
Room 1940  
New York, NY 10007-1312



Re: Usov v. Lazar, et al., 13-cv-818

Dear Judge Sweet:

We just received an Order from the Court that dismissed this case "with prejudice." As the Court will recall, we sent a letter on September 17, 2013 informing it that we asked for the conference to be adjourned to allow the parties to "execute the settlement papers." The Court, in response, on September 19, 2013, "So Ordered" our letter (doc no. 26). Yet, today, we received the new Order of Dismissal with Prejudice.

We, therefore, respectfully request that the Court vacate today's Order (doc no. 27) so that the record accurately reflects the status of the case.

Thank you.

*The order of 9-21-13  
is vacated.*

*Respectfully submitted,*  
Richard A. Roth

*So ordered  
Rever & VSJ  
9-24-13*

cc: Marvin Neiman, Esq.